IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TENTH DAY OF NOVEMBER

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S. RAO

WRIT PETITION NO: 30377 OF 1998

Between:

G.Natesh Reddy, S/o.G.Narsi Reddy, Correspondent,

Nivedita Grammar School, R/o.H.No.2-2-185/24/1/V/3,

Mallikarjuna Nagar, Amberpet, Hyderabad.

….. PETITIONER

AND

1. The Government of A.P., Rep. by its Secretary,

Department of Education, Secretariat, Hyderabad.

2. The Commissioner and Director of School Education,

Saifabad, Hyderabad.

3. The Regional Joint Director, School Education,

Khairtabad, Hyderabad.

….. RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not receiving the S.S.C. Examination fees of the students prosecuted their studies from the petitioner's School for the academic year 1998-99 as arbitrary, illegal and contrary to law and in violation of Articles 14, 21 and 45 of the Constitution of India and in violation of principles of natural justice, consequently direct the respondents to receive the S.S.C. Examination fees for the students who have prosecuted their studies from the

petitioner's school.

Counsel for the Petitioner: MR. C.NARENDER

Counsel for Respondents: GOVERNMENT PLEADER FOR SCHOOL EDUCATION

The Court made the following:

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ORDER:

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The Correspondent of Nivedita Grammar School, Amberpet, Hyderabad, filed the instant writ petition. He prayed for a declaration that the action of the respondents in not receiving the S.S.C examination fees of the students of Nivedita Grammar School for the academic year 1998-1999 is illegal and arbitrary. The petitioner also prayed for interim direction to the respondents to receive the fees for the academic year 1998-1999.

This Court, while admitting the writ petition, by order dated 03-11-1998 made in W.P.M.P.No.37174 of 1998 passed interim orders directing the respondents to receive the fees. It appears, accordingly, the fees was accepted and the students were permitted for examination. Again, the petitioner filed W.P.M.P.No.15745 of 1999 praying for a direction to the respondents to issue memorandum of marks of the students who appeared for S.S.C. Public Examination for the academic year 1998-1999. By an order dated 29-06-1999, this Court passed interim directions for issue of memorandum of marks.

In view of the interim orders, the petitioner's grievance has been fully redressed and nothing survives in the writ petition.

The writ petition is, accordingly, dismissed as infructuous.
No costs.

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V.V.S. RAO, J

November 10, 2004.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Department of Education, Government of A.P.,

Secretariat, Hyderabad.

2. The Commissioner and Director of School Education,

Saifabad, Hyderabad.

3. The Regional Joint Director, School Education,

Khairatabad, Hyderabad.

4. Two CCs to the Government Pleader for School Education,

High Court Buildings, Hyderabad (O.U.T).

5. Two CD copies.